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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
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7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 vs.

10
11 RAMSEY HILL,

12 Defendant.
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Case No. 2:16-cr-114-JAD-GWF

ORDER

14 This matter is before the Court on the Government's Motion to Strike (ECF No. 71), filed on
15 June 13, 2017. Defendant filed his Response (ECF No. 76) on June 26, 2017. The Government filed
16 its Reply (ECF No. 77) on July 5, 2017.

17 The Government requests that the Court strike Defendant's Notice of Assertion of Right to be
18 Present in Court Unshackled (ECF No. 70) as improperly filed. The Court construes Defendant's
19 filing as a notice of an assertion of his right to not be shackled or placed in other physical restraints
20 during any pretrial hearing. Trial is set for October 17, 2017. This matter is not set for hearing on
21 any pretrial motions. The Court, therefore, denies the Government's motion as premature.

22 Accordingly,

23 **IT IS HEREBY ORDERED** that the Government's Motion to Strike (ECF No. 71) is
24 **denied.**

25 DATED this 14th day of August, 2017.
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28 GEORGE FOLEY, JR.
United States Magistrate Judge